



Senate

General Assembly

January Session, 2013

File No. 319

Senate Bill No. 1094

Senate, April 3, 2013

The Committee on Public Safety and Security reported through SEN. HARTLEY, J. of the 15th Dist., Chairperson of the Committee on the part of the Senate, that the bill ought to pass.

AN ACT CONCERNING EMERGENCY SERVICES AND PUBLIC PROTECTION.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (b) of section 19a-491c of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective from*
3 *passage*):

4 (b) (1) On or before July 1, 2012, the Department of Public Health
5 shall create and implement a criminal history and patient abuse
6 background search program, within available appropriations, in order
7 to facilitate the performance, processing and analysis of the criminal
8 history and patient abuse background search of individuals who have
9 direct access.

10 (2) The Department of Public Health shall develop a plan to
11 implement the criminal history and patient abuse background search
12 program, in accordance with this section. In developing such plan, the

13 department shall (A) consult with the Commissioners of Emergency
 14 Services and Public Protection, Developmental Services, Mental Health
 15 and Addiction Services, Social Services and Consumer Protection, or
 16 their designees, the State Long-Term Care Ombudsman, or a designee, a
 17 the chairperson for the Board of Pardons and Paroles, or a designee, a
 18 representative of each category of long-term care facility and
 19 representatives from any other agency or organization the
 20 Commissioner of Public Health deems appropriate, (B) evaluate factors
 21 including, but not limited to, the administrative and fiscal impact of
 22 components of the program on state agencies and long-term care
 23 facilities, background check procedures currently used by long-term
 24 care facilities, federal requirements pursuant to Section 6201 of the
 25 Patient Protection and Affordable Care Act, P.L. 111-148, as amended
 26 from time to time, and the effect of full and provisional pardons on
 27 employment, and (C) outline (i) an integrated process with the
 28 Department of [Public Safety] Emergency Services and Public
 29 Protection to cross-check and periodically update criminal information
 30 collected in criminal databases, (ii) a process by which individuals
 31 with disqualifying offenses can apply for a waiver, and (iii) the
 32 structure of an Internet-based portal to streamline the criminal history
 33 and patient abuse background search program. The Department of
 34 Public Health shall submit such plan, including a recommendation as
 35 to whether homemaker-companion agencies should be included in the
 36 scope of the background search program, to the joint standing
 37 committees of the General Assembly having cognizance of matters
 38 relating to aging, appropriations and the budgets of state agencies, and
 39 public health, in accordance with the provisions of section 11-4a, not
 40 later than February 1, 2012.

This act shall take effect as follows and shall amend the following sections:

Section 1	<i>from passage</i>	19a-491c(b)
-----------	---------------------	-------------

PS *Joint Favorable*

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

OFA Fiscal Note

State Impact: None

Municipal Impact: None

Explanation

The bill, which updates the name of the Department of Emergency Services and Public Protection in subsection b of section 19a-491c of the Connecticut General Statutes, has no fiscal impact.

The Out Years

State Impact: None

Municipal Impact: None

OLR Bill Analysis

SB 1094

AN ACT CONCERNING EMERGENCY SERVICES AND PUBLIC PROTECTION.

SUMMARY:

This bill makes a technical change, updating a statutory reference to the Department of Public Safety with the Department of Emergency Services and Public Protection.

EFFECTIVE DATE: Upon passage

COMMITTEE ACTION

Public Safety and Security Committee

Joint Favorable

Yea 24 Nay 0 (03/21/2013)